

MAY 28 2004

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: David C. Paul *et al.* Confirmation No.: 9112
Serial No.: 09/828,625 Art Unit: 3738
Filed: April 9, 2001 Examiner: Suzette Jackson
For: INTERVERTEBRAL Attorney Docket No.: 8932-295-999
ALLOGRAFT SPACER

RESPONSE AFTER FINAL OFFICE ACTION PURSUANT TO 37 C.F.R. § 1.113
AND § 1.116

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The enclosed Amendment is in response to the Office Action dated March 29, 2004 for the above-identified patent application. Applicants submit that no new matter has been added and that the following remarks are proper.

After entry of this amendment, the pending claims are: claims 1-3, 5-15, 17-32, 37-53, and 55-67. No fee is believed due with the filing of this amendment. Should any fee(s) be required, however, please charge such fee(s) to Jones Day deposit account no. 503013. A copy of this sheet is enclosed for such purpose.